



Sector #3
\$

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of	:	Date: October 19, 2001
Steven D. Goodman et al.	:	Group Art Unit: Not Assigned
Serial Number: 09/931,629	:	Examiner: Not Assigned
Filed: 08/16/01	:	IBM CORPORATION
Title: Flash Update a Trusted Platform Module	:	Personal and Printing Systems Group
	:	Intellectual Property Law
	:	Department 9CCA/Building 002-2
	:	P. O. Box 12195
Docket: RPS9 2001 0046	:	Research Triangle Park, NC 27709

Corrected Fee Transmittal Letter Authorization

**Assistant Commissioner for Patents
Washington, D. C. 20231**

Dear Sir:

In response to a **Notice to File Missing Parts of Nonprovisional Application dated October 3, 2001**, applicants hereby submit copies of a Fee transmittal letter which authorizes the Commissioner to charge payments to Deposit account No. 09-1990 of patent application processing fee of \$710.00 under 37 CFR 1.16. The second, authorization box may be used to charge the additional surcharge of \$130.00 assessed under 37 CFR 1.16.

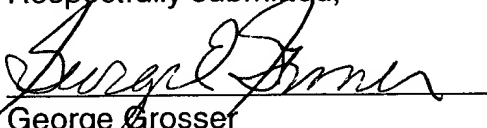
Applicants however protest the assessment of the surcharge. While the amount of \$710.00 was inadvertently omitted from the text of the first authorization box, the second authorization box immediately below the first, was checked and authorized the Commissioner to "charge payments of (1) additional filing fees under 37 CFR 1.16" (see highlighted copy). Additional required fees in this case would be \$710.00 because no number was entered for the first authorization.

Hence, the original form provided a backup authorization and should have been used to apply the \$710.00 fee to the specified Deposit Account.

In view of the above, it is believed the Notice of October 3, 2001 was improperly sent and withdrawal thereof is respectfully requested. If a withdrawal is denied, please proceed to apply fees based on the new transmittal form applying \$710.00 under the first authorization and the surcharge of \$130.00 under the second authorization as a surcharge under 37 CFR 1.16.

Respectfully submitted,

By:



George Grosser

Registration No. 25,629

Telephone No.: (919) 254-4753

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelop addressed to:

ASSISTANT COMMISSIONER for PATENTS

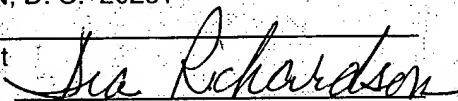
WASHINGTON, D. C. 20231

on October 19, 2001

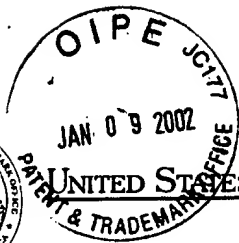
Date of Deposit

Ira Richardson

Print Name



Signature



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/931,629	08/16/2001	Steven Dale Goodman	RPS9 2001 0046

CCNFIRMATION NO. 2708

FORMALITIES LETTER



OC000000006835557

IBM Corporation
Personal and Printing Systems Group
Dept. 9CCA/Bldg. 002-2
P.O. Box 12195
Research Triangle Park, NC 27709

Date Mailed: 10/03/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 840.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

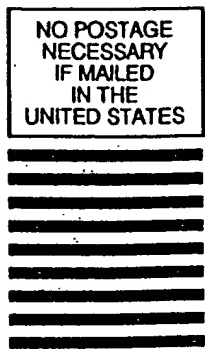
01/14/2002 AGOITOM 00000298 091990 09931629

01 FC:101 740.00 CH
02 FC:105 130.00 CH

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RALEIGH
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PC COMPANY

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INTELLECTUAL PROPERTY LAW Dept 9CCA/002
PO BOX 12195
RESEARCH TRIANGLE PARK NC 27709-9509



PLEASE ACKNOWLEDGE AND RETURN

CERTIFICATE OF EXPRESS MAIL NO. EL 326 715 881 US

DATE MAILED August 16, 2001 DATE DUE: _____

<input checked="" type="checkbox"/> APPLICATION	<input type="checkbox"/> AMEND. & TRANS. FORM
<input checked="" type="checkbox"/> DECLARATION	<input checked="" type="checkbox"/> IDS & FORM PTO 1449
<input checked="" type="checkbox"/> ASSIG. MENT & PTO 1559	<input type="checkbox"/> PET. FOR EXT. OF TIME
<input checked="" type="checkbox"/> DRAWINGS <u>3</u> sheets of formal	<input type="checkbox"/> ISSUE FEE
<input type="checkbox"/> MISSING PARTS drawings	<input type="checkbox"/> CERT. OF MAILING
<input type="checkbox"/> OTHER _____	_____

DOCKET: RPS9 2001 0046 SER. NO. _____
INTL. FILING DATE: _____ INTL. APPLN. NO. _____

IN RE APPLICATION OF: Steven D. Goodman et al.

TITLE OF APPLICATION: Flash Update Using a Trusted Platform
Module

PGS. OF SPEC: 16 NO. OF CLAIMS 10 SHTS OF DWGS: 3

TOTAL CHARGES: \$750.00 DEPOSIT ACCT. NO. 09-1990
ATTORNEY: George E. Grosser/ir

#3

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ATTORNEY: George E. Grosser/ir

U.S. PTO
09/16/01
09/16/01